

**CONTRACT AWARD NOTIFICATION**  
**SPECIFICATION NO.04-298**  
**ANNUAL REQUIREMENTS AND SUPPLY OF ANTIFREEZE**

**DATE:** November 18, 2005

**CONTRACT PERIOD:** Jan 1,2006 to Dec 31,2006

**CONTRACTOR:** Sapp Brothers Petroleum  
5901 Cornhusker Hwy  
Lincoln NE 68507

**PURCHASING DIVISION**  
**K-STREET COMPLEX**  
**440 SOUTH 8<sup>TH</sup> STREET**  
**LINCOLN, NEBRASKA 68508**  
**(402) 441-7410**

**Company Representative:** Charles Swerczak  
**Telephone No.:** 402-466-5522  
**FAX No.:** 402-466-5529  
**E-Mail Address:** chuckswerczek@sappbrospetro.com

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THE CITY/COUNTY'S SPECIFICATIONS AND THE CONTRACTOR'S ACCEPTED PROPOSAL AND PRICING SCHEDULES, NOW ON FILE IN THE OFFICE OF THE CITY CLERK AND/OR THE COUNTY CLERK, ARE ADOPTED BY REFERENCE AND ARE AS FULLY A PART OF THIS CONTRACT FOR THE ABOVE-NAMED COMMODITY AS IF REPEATED VERBATIM HEREIN.

**Sapp Brothers Petroleum is Awarded (Item 1A, 2 and 2A)**

NO ACTION NEED BE TAKEN BY THE CONTRACTOR AT THIS TIME. ORDERS FOR MATERIAL WILL BE MADE AS NEEDED BY THE VARIOUS CITY/COUNTY DEPARTMENTS.

DEPARTMENTS REQUIRING CATALOGS AND/OR PRICING SCHEDULES SHALL NOTIFY THE CONTRACTOR DIRECTLY.

E.O. #074789  
Dated:11-17-05

05110004



CITY OF LINCOLN  
NEBRASKA

October 11, 2005

Purchasing Division / Finance Department  
Vince M. Mejer, Purchasing Agent  
440 South 8th Street  
Suite 200, Southwest Wing  
Lincoln, Nebraska 68508

402-441-7410  
fax: 402-441-6513

LINCOLN  
The Community of Opportunity

MAYOR COLEEN J. SENG

lincoln.ne.gov

Sapp Brothers Petroleum  
5901 Cornhusker Hwy  
Lincoln, NE 68507

Attn: Mr. Charles Swerczak

**RE: ANNUAL REQUIREMENTS AND SUPPLY OF ANTIFREEZE - SPECIFICATION NO. 04-298**

In accordance with the terms and conditions of the above referenced contract, the City of Lincoln/Lancaster County desires to **renew the contract** for one (1) additional term beginning **January 1, 2006 thru December 31, 2006**.

It is understood that all terms of payment and other conditions of the original contract will remain unchanged during the renewal term.

As evidence of your company's desire to renew the above referenced contract under its original terms and conditions, please countersign all three letters below. **Please mail all letters back by October 24, 2005**, for processing of the contract renewal by the City of Lincoln/Lancaster County. After the renew has been signed and an Executive Order issued you shall receive an Award Notification and your copy of the contract by mail.

If your company should choose **not** to renew this contract in it's original form, please **state on your letterhead the reasons** and return to the City of Lincoln/Purchasing Dept, 440 So. 8<sup>th</sup>, Suite 200, Lincoln, NE 68508. Attn: Tom Kopplin

Vince Mejer  
Purchasing Agent

Official City Use Only

Sapp Bros Petroleum, Inc.  
Company Name  
5901 Cornhusker Hwy  
Company Address  
Lincoln, NE 68507  
Phone No.  
(402) 466-5522  
FAX No.  
(402) 466-5529  
E-Mail Address  
Chuck Swerczak@sappbrospetroleum.com  
By (print)  
Chuck Swerczak  
Title  
General Manager  
Date  
10/17/05  
Signature  
Charles E Swerczak

Dated this 17<sup>th</sup> day  
of Nov. 2005

  
Coleen J Seng, Mayor

OLD WORLD INDUSTRIES, INC.  
4065 COMMERCIAL AVENUE  
NORTHBROOK, ILLINOIS 60062-1851  
847-559-2000

September 29, 2005

Mr. Ken Broz  
Sapp Brothers Petro.  
9915 South 148th Street  
Omaha, NE 68138

Dear Ken:

Although Hurricane Rita did not strike the Gulf Coast with the impact of Katrina, the impact on the petrochemical industry has been profound. Old World's ethylene glycol plant is unharmed; however, much of the chemical industry was shut down as a result of these two storms and is struggling to get up and running again.

Many basic providers of energy, natural gas, raw materials and particularly ethylene (the major feedstock required to make glycol) are not in full operation, and the producers have declared **Force Majeure** and raised prices significantly effective immediately. Additionally, in an effort to keep our customers supplied, Old World has gone to non-traditional secondary markets to secure raw materials, but at significantly higher costs.

As a result of the events which have effected the costs of all materials and components required to produce antifreeze, effective immediately Old World Industries is announcing a price increase on all brands of antifreeze and coolant of \$0.80 per gallon (\$0.45 per gallon for 50/50 pre-diluted coolant). In addition, we will continue to require a lead-time of ten (10) business days from the order date to the required delivery date or customer pickup date for all orders. Old World reserves the right to limit orders based on product availability.

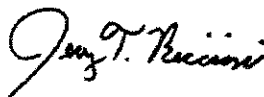
Please contact your sales person for additional information.

Sincerely yours,

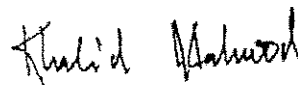
OLD WORLD INDUSTRIES, INC.



Richard J. Jago  
President, Automotive Division



Jerry T. Riccioni  
Senior Vice President, Retail Sales



Kal Mahmood  
Senior Vice President,  
Commercial & OEM Sales

RJJ:clb

original

COMPANY NAME Sapp Bros Petroleum

**PROPOSAL  
SPECIFICATION NO. 04-298**

**BID OPENING TIME: 12:00 NOON  
DATE: December 24, 2004**

**THE ANNUAL REQUIREMENTS FOR:**

**COOLANT/ANTIFREEZE**

**BIDDING SCHEDULE**

<u>ITEM</u>	<u>ITEM DESCRIPTION</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>TOTAL</u>
1.	<u>EXTENDED SERVICE AUTOMOTIVE ENGINE COOLANT/ANTIFREEZE</u> MFG. <u>Old World</u> PRODUCT NO. <u>Peak Global Extended Life Concentrate</u>			
	PACKAGE: 6/1 GAL. PER CASE		GAL <u>1</u> /GAL	\$ <u>9 50</u>
	55 GAL. DRUMS	700	GAL <u>1</u> /GAL	\$ <u>9 20</u>
1.A	<u>EXTENDED SERVICE AUTOMOTIVE ENGINE COOLANT/ANTIFREEZE 50/50 PRE-DILUTED</u> MFG. <u>Old World</u> PRODUCT NO. <u>Peak Global Extended Life 50/50</u>			
	PACKAGE: 6/1 GAL. PER CASE		GAL <u>1</u> /GAL	\$ <u>5 65</u>
	55 GAL. DRUMS		GAL <u>1</u> /GAL	\$ <u>4 00</u>
2.	<u>EXTENDED SERVICE HEAVY DUTY ENGINE COOLANT/ANTIFREEZE</u> MFG. <u>Old World</u> PRODUCT NO. <u>Final Charge Concentrate</u>			
	PACKAGE: 6/1 GAL. PER CASE		GAL <u>1</u> /GAL	\$ <u>13 60</u>
	55 GAL DRUMS	700	GAL <u>1</u> /GAL	\$ <u>12 25</u>
2.A	<u>EXTENDED SERVICE HEAVY DUTY ENGINE COOLANT/ANTIFREEZE 50/50 PRE-DILUTED</u> MFG. <u>Old World</u> PRODUCT NO. <u>Final Charge 50/50</u>			
	PACKAGE: 6/1 GAL. PER CASE		GAL <u>1</u> /GAL	\$ <u>7 65</u>
	55 GAL DRUMS	1,000	GAL <u>1</u> /GAL	\$ <u>7 20</u>

**BID SECURITY REQUIRED:** Yes      Amount:             
No X

Special provisions for Commodity Term Contracts are included with the specification document. Bidders are urged to read the Special Provisions before completing the following sections of the Proposal.

The undersigned bidder, having full knowledge of the requirements of the City of Lincoln for the below listed items and the contract documents (which include Notice to Bidders, Instructions to Bidders, this Proposal, Specifications, Contract, and any and all addenda) and all other conditions of the Proposal, agrees to sell to the City the Below listed items for the performance of this Specification, complete in every respect, in strict accordance with the contract documents at and for unit prices listed below.

Contract Extension Renewal is an option: Yes X No \_\_\_\_\_

**TERM PRICE CLAUSE: BIDDER MUST STATE**

- (a) Bid prices firm for the full contract period: \_\_\_\_\_ : or  
(b) Bid prices subject to escalation/de-escalation: X \_\_\_\_\_  
(c) If (b), state period for which prices will remain firm:  
Through 30 days.

INTER-LOCAL PURCHASING: The City/County desires to make available to other local government entities of the State of Nebraska, by mutual agreement with the successful bidder, and properly authorized inter-local purchasing agreements, the right to purchase the same services, at the prices quoted, for the period of this contract. Each bidder shall indicated on the Bid Form in the space provided below if he/she will honor Political Subdivision orders in accordance with the contract terms and conditions, in addition to orders from City of Lincoln/Lancaster County.

X YES \_\_\_\_\_ NO

If "YES", Contract supplier or suppliers may honor pricing and extend the contract to political sub-divisions, cities and counties. Terms and conditions of the contract must be met by political sub-divisions, cities and counties. Under no circumstances shall the City of Lincoln/Lancaster County be contractually obligated or liable for any purchases by these political sub-divisions, cities or counties.

COMPANY REPRESENTATIVE responsible for the administration of this Agreement:

NAME: Chuck Swerczek  
TITLE: General Manager  
PHONE NO. (402) 466-5522

The undersigned signatory for the bidder represents and warrants that he has full and complete authority to submit this proposal to the City/County, and to enter into a contract if this proposal is accepted.

**NOTE:**

RETURN 2 COMPLETE COPIES OF PROPOSAL AND SUPPORTING MATERIAL.

MARK OUTSIDE OF BID ENVELOPE AS FOLLOWS:

SEALED BID FOR SPEC. 04-298

Sapp Bros Petroleum Inc.  
COMPANY NAME

5901 Cornhusker Hwy  
STREET ADDRESS or P.O. BOX

Lincoln NE 68507  
CITY, STATE, ZIP CODE

(402) 466-5522  
TELEPHONE

(402) 466-5529  
FAX NO.

47-0619972  
EMPLOYER'S FEDERAL I.D. NO.  
OR SOCIAL SECURITY NUMBER

Charles E Swerczek  
BY (Signature)

Charles E Swerczek  
(Print Name)

General Manager  
(Title)

11/22/04  
(Date)

24 Hours  
ESTIMATED DELIVERY DAYS (After receipt of individual orders)

Net 30  
TERMS OF PAYMENT

Bids may be inspected in the Purchasing Division offices during normal business hours, **after** tabulation by the purchasing agent. If you desire a copy of the bid tabulation to be mailed to you, you must enclose a self-addressed stamped envelope with your bidding documents. Bid tabulations can also be viewed on our website at: [lincoln.ne.gov](http://lincoln.ne.gov) Keyword: bid